## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

WAYNE LAND AND MINERAL GROUP, LLC,

**Plaintiff** 

v. : No. 3:16-cv-00897-RDM

Honorable Robert D. Mariani

DELAWARE RIVER BASIN COMMISSION

Defendant, and

DELAWARE RIVERKEEPER NETWORK and MAYA VAN ROSSUM, THE DELAWARE RIVERKEEPER,

**Intervenors-Defendants** 

**NOTICE OF APPEAL** 

Notice is hereby given that Senators Joseph B. Scarnati, Gene Yaw and Lisa Baker (the "Senators"), Proposed Intervenors in the above-captioned matter, hereby appeal to the United States Court of Appeals for the Third Circuit from the Order denying the Senators' Motion to Intervene entered in this action on May 14, 2019 (Doc. 132) (Exhibit A), and the accompanying Memorandum Opinion (Doc. 131) (Exhibit B).

## Respectfully Submitted,

/s/ Matthew H. Haverstick
Matthew H. Haverstick, Esq. (No. 85072)
Shohin H. Vance (No. 323551)
KLEINBARD LLC
Three Logan Square: 5<sup>th</sup> Floor

Three Logan Square; 5<sup>th</sup> Floor 1717 Arch Street Philadelphia, PA 19103

Ph: (215) 568-2000

Email: <a href="mailto:mhaverstick@kleinbard.com">mhaverstick@kleinbard.com</a>

svance@kleinbard.com

Counsel for Proposed Intervenors Senators Joseph Scarnati, Lisa Baker and Gene Yaw

Dated: June 11, 2019

## **CERTIFICATE OF SERVICE**

I hereby certify that on June 11, 2019, I caused a true copy of Senators

Joseph B. Scarnati, Lisa Baker and Gene Yaw's Motion for Oral Argument on

Motion to Intervene as Parties-Plaintiff to be served upon the necessary parties via
the Court's ECF System.

Respectfully submitted,

/s/ Shohin H. Vance
Shohin H. Vance

Counsel for Proposed Intervenors Senators Joseph Scarnati, Lisa Baker and Gene Yaw

Dated: June 11, 2019